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5 Attorney for Defendant,  
6 JESUS TAMAYO TAMAYO

7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9  
10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JESUS TAMAYO TAMAYO,

14 Defendant.

15 } **No. CR-S-05-113-LKK**

16 } **STIPULATION TO CONTINUE  
17 SENTENCING DATE AND  
18 DISCLOSURE SCHEDULE;  
19 ORDER**

20  
21 THE PARTIES TO THIS ACTION, JESUS TAMAYO TAMAYO, by and  
22 through his appointed counsel of record, Lindsay Anne Weston, and Plaintiff  
23 United States of America, through its counsel, Assistant United States Attorney  
24 Mary Grad, hereby stipulate and request this Court continue the sentencing date  
25 scheduled in this matter on January 23, 2007, at 9:30 a.m. to March 13, 2007, at  
26 9:30 a.m.  
27  
28

29 This is the third request for a continuance which is made by the defense. It  
30 is to allow defense counsel additional time to conduct and complete investigation  
31 of issues she deems pertinent to the sentence in this matter, more specifically,

1 information supporting undersigned defense counsel's opinion that defendant  
2 suffers acquired cognitive dysfunction/brain damage. Additional time is necessary  
3 to complete the neuropsychological evaluation of Mr. Tamayo. The basis for this  
4 continuance and the proposed dates for the disclosure and objections to the pre-  
5 sentence report have been discussed with United States Probation Officer Terry  
6 Sherbondy.

7  
8 The parties further request this Court adopt the following schedule for  
9 disclosure of and objections to the Pre-Sentence Report:

10 Sentencing Motions and Motions to Correct PSR: March 6, 2007  
11  
12 Filing and Disclosure of PSR to Court and parties: February 27, 2007  
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14 Counsel's written objections to PSR to Probation: February 20, 2007  
15  
16 Proposed PSR disclosed to parties: February 6, 2007  
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1 This Stipulation is also based on all records and pleadings in this matter.

2 Resepctfully submitted,

3  
4 DATED: November 30, 2006

5 \_\_\_\_\_/s \_\_\_\_\_  
6 LINDSAY ANNE WESTON  
7 Counsel for Defendant Tamayo

8 DATED: November 30, 2006

9 \_\_\_\_\_/s/  
10 MARY GRAD  
11 Counsel for Plaintiff  
12 United States of America

13  
14  
15 **[PROPOSED] ORDER**

16 GOOD CAUSE APPEARING, the sentencing is continued to March 13,  
17  
18 2007, at 9:30 a.m. and the above disclosure schedule is adopted.

19 DATED: December 1, 2006

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22   
23 LAWRENCE K. KARLTON  
24 SENIOR JUDGE  
25 UNITED STATES DISTRICT COURT